

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

VICTOR TAGLE, SR.,)	3:16-cv-00148-MMD-WGC
)	
Plaintiff,)	<u>MINUTES OF THE COURT</u>
)	
vs.)	May 16, 2017
)	
STATE OF NEVADA, <i>et al.</i> ,)	
)	
Defendants.)	
)	

PRESENT: THE HONORABLE WILLIAM G. COBB, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: KATIE OGDEN REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

MINUTE ORDER IN CHAMBERS:

Before the court is Plaintiff's Motion for Court's and FBI's Intervention and Evidentiary Hearing in Regard to Tampering of Cases (ECF No. 65). Plaintiff appears to object to the electronic filing system the U.S. District Court has implemented in conjunction with the Nevada Department of Corrections (NDOC), more specifically, with the Lovelock Correctional Center (LCC).

To answer Plaintiff's question about what was lodged with the court (ECF No. 65 at 10), the court received-and filed- 22 pages which comprised Plaintiff's filing (Motion, pp. 1-10; Exhibit 1, pp. 11-12; Exhibit 2, pp. 13-14, supposedly encompassing 177 pages but only two were submitted; Exhibit 3, pp. 15-22, supposedly an extract of a multiple page filing in another action.)

The court has previously addressed on May 9, 2017, an inquiry made to the court by Plaintiff whether his response to Defendants' Motion for Summary Judgment was received by the court. The court assured Plaintiff Tagle it was. (ECF No. 56.) The court also advised Plaintiff's compliance with the e-filing system is mandatory for NDOC inmates housed at LCC. (*Id.*)

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Subsequent to the court's May 9, 2017, order, Plaintiff has filed the following documents:

ECF No. 57 (29 pages) - Plaintiff's Answer to Defendants' Response to Request for Extension on Submission of Discoveries due to the D.A.G.'s Illegal, Removal of Property and Summary Judgment (filed in multiple cases Plaintiff has pending).

ECF No. 58 (2 pages) - Plaintiff's Response to Minutes of the Court.

ECF No. 63 (4 pages) - Plaintiff's Motion for Issuance of Summons Regarding Illegal Confiscation of Documents/Exhibits Physical/Emotional Stress Inflicted on Plaintiff Due to Retaliation.

Based upon the documents from Plaintiff which have been logged onto the court's docket, the court is skeptical about Plaintiff's allegations of misconduct and "tampering" with Plaintiff's filings by the LCC Clerk's Offices or by the deputies attorney general he identifies. While Plaintiff complains about the e-filing system, he presents nothing of substance to the court with respect to any "tampering" of his filings.

Plaintiff's reliance on NDOC/LCC operational procedure 723.03(3)(b) is misplaced. (ECF No. 65 at 8.) The reference to an inmate being provided a file stamped copy of a filing is what another party (e.g., the Defendants) may file. It does not refer to the filings an inmate may undertake.

Although the court will not order Plaintiff to view his "e-filings" on the internet (which would be inconsistent with Nevada State law and inmate management by NDOC), the court will direct the Clerk of the Court to provide Plaintiff Tagle with a current copy of the court's public docket for this case.

The court will not refer Plaintiff's complaint regarding the LCC e-filing system to the Federal Bureau of Investigations (FBI). Plaintiff may contact the FBI if he do desires.

Plaintiff's Motion for Court's and FBI's Intervention and Evidentiary Hearing in Regard to Tampering of Cases (ECF No. 65) is **DENIED**.

IT IS SO ORDERED.

DEBRA K. KEMPI, CLERK
By: _____ /s/
Deputy Clerk